

275 U.S. Cases Disposed of Without Consideration by the Court.

But the Court, after consideration of the full brief filed with the motion and the other briefs considered on the original hearing of the petition for certiorari, again denies the petition. *Messrs. Kemper K. Knapp, John R. Cochran, Frank E. Tyler and Joseph A. O'Donnell* for petitioners. *Messrs. Chester I. Long, Lee Bond and Fred B. Silsbee* for respondent. See p. 540.

CASES DISPOSED OF WITHOUT CONSIDERATION
BY THE COURT, FROM OCTOBER 3, 1927, TO
AND INCLUDING JANUARY 3, 1928.

No. 15. THOMAS M. ADAMS *v.* UNITED STATES. Appeal from the Court of Claims. October 3, 1927. Dismissed per stipulation of counsel, on motion of *Solicitor General Mitchell, Attorney General Galloway, and Mr. A. W. Gregg*, General Counsel, Bureau of Internal Revenue, for the United States. *Messrs. Simeon S. Willis and H. R. Dysart* for appellant.

No. 574. CURTIS FRIEDLANDER *v.* STATE OF WASHINGTON. Error to the Supreme Court of the State of Washington. October 3, 1927. Docketed and dismissed with costs on motion of *Mr. Blaine Mallan* for the defendant in error. No appearance for plaintiff in error.

No. 200. THE LAKEWOOD ENGINEERING COMPANY AND EDWARD G. CARR *v.* A. W. FRENCH & Co., ALFRED W. FRENCH, ET AL. On writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit. October 3, 1927. Dismissed with costs per stipulation of counsel, and mandate granted, on motion of *Mr. Frank Dennett* in that behalf, for petitioner. *Messrs. Rudolph W. Lotz and Arthur W. Nelson* for respondents.

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No. 51. ANDREW P. VOUGHT *v.* K. K. KANNE, TRUSTEE. On writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit. October 3, 1927. Dismissed with costs on motion of *Mr. Charles Bunn* for petitioner. *Mr. Charles B. Elliott* for respondent.

No. 132. THE WICHITA BOARD OF TRADE *v.* THE FARMER'S CO-OPERATIVE COMMISSION COMPANY AND A. E. RANDALL. Error to the Supreme Court of the State of Kansas. October 3, 1927. Dismissed with costs on motion of *Mr. Ray Campbell*, for plaintiff in error. *Messrs. Fred S. Jackson and John W. Davis* for defendants in error.

No. 273. SEABOARD AIR LINE RAILWAY COMPANY *v.* STATE OF FLORIDA, *EX REL.* A. S. WELLS ET AL. On petition for a writ of certiorari to the Supreme Court of the State of Florida. October 3, 1927. Dismissed with costs per stipulation of counsel. *Mr. James F. Wright* for petitioner. No appearance for respondents.

No. 467. NICOLA SACCO AND BARTHOLOMEO VANZETTI *v.* COMMONWEALTH OF MASSACHUSETTS. On petition for a writ of certiorari to the Superior Court of the State of Massachusetts. October 3, 1927. Dismissed on motion of *Messrs. Arthur D. Hill, Elias Field, and Michael A. Musmanno* for petitioners. No appearance for respondent.

No. 468. NICOLA SACCO AND BARTHOLOMEO VANZETTI *v.* COMMONWEALTH OF MASSACHUSETTS. On petition for a writ of certiorari to the Supreme Judicial Court of the State of Massachusetts. October 3, 1927. Dismissed on motion of *Messrs. Arthur D. Hill, Elias Field, and Michael A. Musmanno* for petitioners. No appearance for respondent.

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No. 136. HUDSON COAL COMPANY *v.* COMMONWEALTH OF PENNSYLVANIA. Error to the Supreme Court of the State of Pennsylvania. October 3, 1927. Dismissed with costs, per stipulation of counsel. *Messrs. John H. Barnes, William S. Snyder and H. T. Newcomb* for plaintiff in error. *Messrs. George W. Woodruff and John R. Jones* for defendant in error.

No. 378. UNITED STATES, USE OF UNION GAS ENGINE COMPANY *v.* NEWPORT SHIPBUILDING CORPORATION, LIMITED, NATIONAL SURETY COMPANY. On petition for a writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit. October 17, 1927. Dismissed on motion of *Messrs. Edmund L. Jones, Frank J. Hogan and Thomas M. Fields* for petitioner. *Messrs. Wm. H. White and Ellwood P. Morey* for respondents.

No. 381. WELDON J. BAILEY *v.* STATE OF ARIZONA, ON RELATION OF JOHN W. MURPHY, ATTORNEY GENERAL. On petition for a writ of certiorari to the Supreme Court of the State of Arizona. October 17, 1927. Dismissed for failure to comply with the rules. *Messrs. Weldon J. Bailey, pro se, and John W. Ray* for petitioner. No appearance for respondent.

No. 578. WILLIAM R. BERRY *v.* C. A. BATES ET AL. Error to the District Court of Appeal, First Appellate District, State of California. October 17, 1927. Dismissed on motion of *Mr. R. M. F. Soto* for plaintiff in error. No appearance for defendants in error.

No. 55. RAILROAD COMMISSION OF WISCONSIN, JOHN J. BLAINE, GOVERNOR, ET AL. *v.* CHICAGO AND NORTH WESTERN RAILWAY COMPANY ET AL. Appeal from the

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District Court of the United States for the Eastern District of Wisconsin. October 20, 1927. Dismissed on motion of *Messrs. Herman S. Ekern, Eugene Wengert and Daniel W. Sullivan* for appellants. *Messrs. Wm. A. Hayes and Samuel Cady* for appellees.

No. 56. *PRODUITS METALLURGIQUES ANCIENS ETABLISSEMENTS MEIBOOM & CIE, SOCIETE ANONYME, v. GULF EXPORT & TRANSPORTATION COMPANY*. On writ of certiorari to the Supreme Court of the State of New York. October 20, 1927. Dismissed pursuant to Rule 19, on motion of *Mr. E. Curtis Rouse* for the respondent. *Mr. Henry G. Gray* for petitioner.

No. 383. *E. DITTBURNER v. THE STATE OF TENNESSEE*. Error to the Supreme Court of the State of Tennessee. October 27, 1927. Dismissed pursuant to Rule 19. *Messrs. Charles M. Bryan and Arthur G. Brode* for plaintiff in error. *Mr. L. D. Smith* for defendant in error.

No. 107. *UNITED STATES v. UNITED CIGAR STORES COMPANY OF AMERICA*. On writ of certiorari to the Court of Claims. October 31, 1927. Dismissed and mandate granted on motion of *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. A. W. Gregg*, General Counsel, Bureau of Internal Revenue, for the United States. *Messrs. S. M. Stroock, C. C. Carlin, and M. Carter Hall* for respondent.

No. 437. *JOHN HOWELL v. GEORGIA*. Error to the Supreme Court of the State of Georgia. November 21, 1927. Dismissed with costs on motion of *Mr. W. A. McClellan* for plaintiff in error. No appearance for defendant in error.

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No. 161. *E. M. JONES BURGET v. THE BOROUGH OF DORMONT, PITTSBURGH, PENNSYLVANIA*. Error to the Circuit Court of Appeals for the Third Circuit. November 28, 1927. Dismissed pursuant to Rule 11. *E. M. Jones Burget, pro se*. No appearance for the defendant in error.

No. 128. *SEABOARD AIR LINE RAILWAY COMPANY, v. STATE OF FLORIDA, EX REL. R. HUDSON BURR, A. S. WELLS, ET AL.* On writ of certiorari to the Supreme Court of the State of Florida. December 1, 1927. Dismissed on motion of *Messrs. T. W. Davis, James F. Wright, W. E. Kay, Thos. B. Adams and Frank W. Gwathmey* for petitioner. *Messrs. Fred. H. Davis and George C. Bedell* for respondents.

No. 129. *ATLANTIC COAST LINE RAILROAD COMPANY v. STATE OF FLORIDA, EX REL. R. HUDSON BURR, A. S. WELLS, ET AL.* On writ of certiorari to the Supreme Court of the State of Florida. December 1, 1928. Dismissed on motion of *Messrs. T. W. Davis, James F. Wright, W. E. Kay, Thos. B. Adams and Frank W. Gwathmey* for petitioner. *Messrs. Fred H. Davis and G. C. Bedell* for respondents.

No. 192. *GEORGE MCNEIR v. CHARLES W. ANDERSON, COLLECTOR*. On writ of certiorari to the Circuit Court of Appeals for the Second Circuit. January 3, 1928. Reversed on confession of error, and mandate granted, on motion of *Solicitor General Mitchell* in that behalf. *Mr. Russell L. Bradford* for petitioner.

No. 505. *CHICAGO CHEESE AND FARM PRODUCTS Co. v. UNITED STATES*. On petition for writ of certiorari to the Court of Claims. January 3, 1928. Dismissed on mo-

tion of *Mr. Robert N. Golding*, in behalf of *Mr. Willis D. Nance* and *Mr. Joseph B. Fleming*, for the petitioner. No appearance for the United States.

CASES DISPOSED OF DURING VACATION.

No. 123. UNITED STATES *v.* DAVID R. J. ARNOLD, ADMR. July 5, 1927. Dismissed pursuant to the 32d rule. *Solicitor General Mitchell*, *Assistant Attorney General Gallo-way* and *Mr. Fred K. Dyar* for the United States. *Mr. T. Ludlow Chrystie* for respondent.

No. 118. FRANK K. BOWERS, COLLECTOR, *v.* WALTER E. FREW ET AL., EXECUTORS. July 13, 1927. Dismissed pursuant to the 32d rule. *Solicitor General Mitchell* for petitioner. *Messrs. Abram J. Rose, Alfred C. Petté and Philip M. Brett* for respondents.

No. 453. HENRY E. HOLMES ET AL *v.* RAILROAD COMMISSION OF CALIFORNIA ET AL. August 17, 1927. Docketed and dismissed under Rule 10 by *Messrs. Carl I. Wheat and Walker H. Robinson* for defendants in error. *Mr. Max Thelen* for plaintiffs in error.

No. 322. BRANDES PRODUCTS CORPORATION *v.* LEKTOPHONE CORPORATION. September 4, 1927. Dismissed pursuant to the 32d Rule. *Messrs. Livingston Gifford, George F. Scull and John Boyle, Jr.*, for petitioner. No appearance for respondent.